

1
2
3 IN THE UNITED STATES DISTRICT COURT
4 FOR THE DISTRICT OF ALASKA

5 ROBERT H. WOLCOFF and HEATHER)
6 WOLCOFF,)

7 Plaintiffs,)

8 vs.)

9 UNITED STATES OF AMERICA,)

10 Defendants.)

Case No. 3:08-CV-00032 (SLG)

11
12 **REVISED ORDER**

13
14 The Court having considered the stipulation submitted by the parties with respect
15 to entry of final judgment and to vacate trial, and having considered the comments made
16 at the status conference on September 25, 2012, hereby orders that:

17 1. All of plaintiffs' remaining claims against the United States of America in
18 this action are dismissed and final judgment shall be entered in favor of the United States
19 of America and against the plaintiffs. The final judgment to be issued shall include an
20 award for costs to be assessed and determined pursuant to FED. R. Civ. P. 54.

21
22 2. Plaintiffs' right to appeal the final judgment with respect to all rulings made
23 by the Court, with the exception of the Court's order at Docket 111, which was
24
25

1 previously appealed and affirmed by the Ninth Circuit, is expressly retained and
2 reserved.

3 3. Notwithstanding plaintiffs' right to appeal the Court's final judgment, and
4 regardless of any relief that the plaintiff's may seek or obtain as a result of the Court's
5 final judgment, Plaintiffs will not assert any further claims with regard to the medical
6 care provided by Dr. Kim Wright, including any claims that were asserted in this action
7 or that could have been asserted regarding Dr. Wright's medical care.
8

9 4. The Court directs the clerk of the court to enter a final judgment which is
10 consistent with the terms and conditions described above.

11 Dated at Anchorage, Alaska this 28th day of September 2012.

12 /s/ Sharon L. Gleason
13 U.S. District Court Judge
14
15
16
17
18
19
20
21
22
23
24
25